

[Legal Notice No. 69]

**SHIPPING (REGISTRATION) REGULATIONS 2010**

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**SHIPPING ACT 1998**

(No. 5 of 1998)

**SHIPPING (REGISTRATION) REGULATIONS 2010**

IN exercise of the powers conferred upon the Minister by sections 51, 52 and 92 of the Shipping Act 1998, the Minister makes these Regulations –

## PART 1 - PRELIMINARY

1. (1) These Regulations may be cited as the Shipping (Registration) Regulations 2010. Citation and commencement

(2) These Regulations shall commence on the 1st day of July 2010.

2. (1) In these Regulations, unless the contrary intention appears – Interpretation

“the Act” means the Shipping Act 1998;

“the Administration” means the Solomon Islands Maritime Safety Administration established under the Maritime Safety Administration Act 2009;

“approved form” means the form approved for that purpose by the Director in accordance with regulation 32;

“convention vessel” means any registered vessel other than a non convention vessel;

“gross tonnage” means the gross tonnage of the vessel as specified in relation to a vessel in the register, and where the gross tonnage of a vessel is not accurately known, then for all regulatory purposes it shall be determined by the formula --

$$\frac{\text{Length} \times \text{Breadth} \times \text{Depth} \times 0.75}{100};$$

“length of vessel” means the overall length of the vessel as specified in the survey certificate;

“non convention vessel” has the same meaning as in the Shipping (Non-Convention Vessel Safety) Regulations 2006;

“prescribed classification societies” mean any of the classification societies listed in Schedule 1; and

“registrar” means the Director of Marine holding office in accordance with the Maritime Safety Administration Act 2009, and lawfully vested with the functions and powers of the registrar under the Shipping Act 1998.

(2) All words and phrases in these Regulations shall have the same meaning as is given to them under the Shipping Act 1998 and the Shipping (Non Convention Vessel Safety) Regulations 2006, unless a contrary intention appears.

Application  
of these  
Regulations

3. (1) These Regulations shall apply to all vessels required to be registered under Part II and Part III of the Act.

(2) These Regulations shall apply to the registration of all vessels, and all other matters provided for under these Regulations, from the 1st day of July 2010.

## PART 2 - APPLICATIONS FOR REGISTRATION OF VESSELS

4. (1) Applications for the registration of all vessels to which these Regulations apply shall be in the form approved by the Director pursuant to regulation 32, and shall specify – Form and particulars of applications

- (a) the name of the owners to be registered, and their residential and business addresses;
- (b) a description of the vessel, and particulars of –
  - (i) its tonnage; and
  - (ii) of any previous registration;

(2) Each application made under this regulation shall be accompanied by –

- (a) an application for the name of the vessel in the approved form, with a list of at least 3 alternative names;
- (b) a Declaration of Qualified Person in the approved form, which provides details of each of its owners;
- (c) evidence of the vessel's seaworthiness to the satisfaction of the registrar;
- (d) evidence of the cancellation of any previous foreign registration;
- (e) evidence by Bill of Sale in the approved form that the applicant is the owner of the vessel;
- (f) appointment of a Managing Owner or Manager (if any) in the approved form;
- (g) a Declaration of Appointment of Agent in the approved form, if an agent is appointed; and
- (h) a certificate in the approved form signed by the builder, if it is a new vessel.

(3) Each application for registration shall be accompanied by the prescribed fee.

Declaration of  
Entitlement to  
Ownership

5. (1) Every Qualified Person who wishes to be registered as an owner of a registered vessel, or a share in the ownership of a vessel, must complete a Declaration of Entitlement to Ownership in the approved form.

(2) Each declaration shall specify --

- (a) the name of the vessel;
- (b) each person who has a share in the ownership of the vessel, with particulars of --
  - (i) the address and nationality of each person claiming ownership;
  - (ii) the grounds upon which each person claims their nationality; and
  - (iii) the qualifying interest, with documentary evidence of that interest.

(3) The particulars required under this regulation can be provided in several documents, if the combined particulars provided in the several documents comply with the requirements stated in the approved form.

(4) Where the registrar has any doubts as to the bona fide ownership of a vessel in relation to which an application for registration has been made, the registrar may require the applicant to place a public advertisement notifying of the proposed application and seeking any response from persons making any claim to ownership of the vessel.

(5) The requirements applying to an advertisement under sub-regulation (4) may be determined by the registrar, and the registrar may proceed to register the vessel if no response has been received within the stipulated time.

(6) The registrar may approve a Declaration submitted under this regulation, and upon payment of the prescribed fee the registrar may make an entry in the register to record the relevant ownership interest.

6. (1) For the purposes of registration of vessels, the builders certificate required under regulation 4(2)(h) shall specify –

Builders  
Certificates

- (a) the name (if any) of the vessel;
- (b) the builder's identification number for the vessel;
- (c) the year the vessel was built;
- (d) the place the vessel was built;
- (e) the name and address of the builder
- (f) the name and address of the person for whom it was built;
- (g) the particulars and characteristics of the vessel;
- (h) the builder's estimate tonnage of the vessel; and
- (i) any other matter or particular required by the registrar

(2) Every builders certificate shall be in the approved form, and shall be signed by the builder or builders of the vessel.

(3) The specifications and particulars required under this regulation may be contained in more than one document if the vessel was built in stages by more than one builder, but each builder must sign the certificate if it relates to more than one stage of construction by different builders.

(4) If the builders certificate cannot be obtained for reasons that are accepted by the registrar, then the owner must make a declaration stating each of the specifications and particulars required by this regulation, and the declaration must be attached to the application for registration.

(5) For the purposes of this regulation, if a vessel has been altered after its completion then that shall be regarded as having been constructed in more than one stage.

- Tonnage measurement measurement –
7. (1) For the purposes of registration of vessels, tonnage measurement –
- (a) for vessels to which the Tonnage Measurement Convention applies – shall be done in accordance with the Tonnage Measurement Convention 1969 as amended; or
  - (b) for non-convention vessels - shall be done in accordance with the Shipping (Non-Convention Vessel Safety) Regulations 2006.
- (2) In the case of a vessel to which the Tonnage Measurement Convention applies the Tonnage Certificate must be in the approved form.
- (3) All vessels must be made available for measurement by an approved surveyor, and the owner and master of the vessel must make available all necessary facilities for the inspection and measurement to be undertaken.
- (4) Plans, drawings, specifications and other documents required by a surveyor must be made available by the owner and master.
- (5) Registration of a vessel shall not be made under these Regulations until the registrar has been provided with –
- (a) for vessels to which the Tonnage Measurement Convention applies – an International Tonnage Measurement Certificate; or
  - (b) for non-convention vessels - a tonnage survey report issued in accordance with section 20 of the Act; and
  - (c) a certificate of survey in the approved form, which must confirm that the vessel is in class with one of the prescribed classification societies; and



- (d) a certificate of survey in the approved form, which must confirm compliance with the conventions referred to in section 56(1) of the Act.

8. (1) The Carving and Marking Note issued by the registrar shall be in the approved form and shall indicate requirements for the marking of a vessel in compliance with this regulation. Carving and  
Marking Notes

(2) The marking of every vessel must confirm to the Carving and Marking Note issued by the registrar, and each vessel shall be marked –

- (a) with its name each side of the stem;
- (b) with the word “Honiara” on its stern and below its name;
- (c) on each side of its stem and stern by a scale by a scale of decimetres, or metres and decimetres, to denote its draught;
- (d) on its main beam with its official number and gross tonnage; and
- (e) with the load line marks determined by the surveyor.

(3) The name and place of registration shall be in white or yellow letters on a dark background, or black letters on a light background.

(4) Letters must be at least 10cm in height (with proportionate breadth), and not less than 2 cm in thickness.

(5) The draught markings required under sub-regulation (2)(c) shall --

- (a) be in white or yellow letters on a dark background, or black letters on a light background;
- (b) be welded or cut into the vessel;
- (c) be 10cm in length, with proportionate breadth; and
- (d) show each metre interval and each intervening 20 cm interval, with a letter "M" must be placed after each metre.

(6) The topmost figure of the scale of the draught markings shall show the metres, and the 10cm intervals denoted by the figure, and the lower line of each figure shall coincide with the draught line denoted by each figure.

(7) The surveyor shall complete the Carving and Marking Note after inspection of the vessel, and shall certify that the official number and registered tonnage have been permanently and conspicuously cut in the vessel's main beam, and that the vessel's name, port of registry and draft marks have been marked in the manner required by these Regulations.

(8) The Carving and Marking Note must then be returned to the registrar by the owner of the vessel.

Approval of  
Registration

9. (1) If the registrar is satisfied that the vessel is wholly owned by Qualified Persons and that the application for registration meets the requirements of these Regulations, then upon payment of the prescribed fee, the registrar may approve the registration of the vessel, and issue a Certificate of Registry.

(2) The registrar shall ensure that particulars of registration are entered in the registry to record –

- (a) the official number assigned to the vessel in the registry;
- (b) the registered name of the vessel;
- (c) the date and time of registration;
- (d) the port of registry;
- (e) the call sign;
- (f) the place of construction and the year of completion;
- (g) the characteristics of the vessel, including its gross tonnage, net tonnage and any alternative tonnages;
- (h) in relation to each person who owns the vessel –
  - (i) the name; address and nationality of each registered owner;
  - (ii) the extent of the interest in the vessel of each owner; and
  - (iii) any other particulars of the Bill of Sale that the registrar determines should appear in the register;
- (i) in relation to any company which owns the vessel –
  - (i) the name of the company and the address of its registered office;
  - (ii) the name and address of the directors of the company and its manager or chief executive officer;

- (iii) the extent of the interest in the vessel of the company; and
  - (iv) any other particulars of the Bill of Sale that the registrar determines should appear in the registrar; and
  - (k) the name and address of the nominated Managing Owner or Manager, if any.
- (3) If the vessel has been previously registered in the register, then its official number shall be retained, but the registry number shall be the next number allocated for that year.
- (4) The registrar shall sign each entry and affix the seal of the Administration.
- (5) The registrar shall ensure that the following documents are retained and kept secure –
- (a) the Application for Registration;
  - (b) each Declaration of Qualified Person;
  - (c) the Builders Certificate;
  - (d) the Notice of Name of a Vessel, or change of name;
  - (e) the Certificate of Survey;
  - (f) the appointment of Managing Owner or Manager, if any; and
  - (g) any other documents that the registrar decides to retain.
- (6) A Certificate of Registry shall be issued in the approved form.

- (6) A Certificate of Registry shall be issued in the approved form.

PART 4 - PROVISIONAL REGISTRATION

10. (1) All applications for the provisions registration of vessels in accordance with section 26 of the Act, and for the issue of a Provincial Certificate of Registry must be in the approved form and be accompanied by the prescribed fee.

(2) The approved form for Applications for Provisional Registration shall require that the information and documentation applying under regulation 4 be provided, and each application must specify –

- (a) the name, official number and call sign of the vessel;
- (b) the proposed date and place of issue of the Provisional Certificate;
- (c) the reasons for making the application for provisional registration; and
- (d) the date on or near which the vessel is expected to arrive at the port of registry.

(3) All applications under this regulation must be accompanied by a Declaration of Qualified Person for each of its owners.

(4) Each application under this regulation must be signed by the owner or master of the vessel.

(5) The applicant must pay all expenses incurred by the Administration in inspecting the vessel, including payment for the inspection and full travel costs incurred by the surveyor, as fixed by the registrar.

(6) The registrar may approve an application for provisional registration of a vessel and upon payment of the prescribed fee, shall then issue a Certificate of Provisional Registration.

(7) The Certificate of Provisional Registration may be issued by the surveyor who is authorised to inspect the vessel prior to its departure for Solomon Islands, unless the registrar directs otherwise.

Protection for  
the crew of  
provisionally  
registered  
vessels

11. (1) No Certificate of Provisional Registration shall be issued unless the owner or master of the vessels establishes that proper articles of employment have been drawn up for all crew engaged for the voyage of the vessel to Solomon Islands.

(2) No registration of any provisionally registered vessel shall be made in accordance with Parts 2 and 3 until the owner or master satisfies the registrar that all articles have been fully discharged and closed by full payment to all crew of the provisionally registered vessel of all their entitlements in relation to the voyage to Solomon Islands.

#### PART 5 - REQUIREMENTS APPLYING TO NAMES OF VESSELS

Vessels to be  
described by  
registered  
name only

12. In relation to all official records and returns, and in all commercial and trading activities, a registered vessel must be described only by its current registered name.

Restrictions  
applying to  
names of  
vessels

13. (1) When considering an application for registration under these Regulations, or any application for a change of a registered name of a vessel, the registrar shall not approve –

- (a) names of existing vessels;
- (b) approved names of vessels in the process of registration;
- (c) names which are likely to be confused or mistaken for any registered or approved names;
- (d) names that are blasphemous or likely to cause offence;

- (e) names which falsely suggest a connection with –
  - (i) the Government of Solomon Islands, or any Government ministry or department, or any provincial or local government;
  - (ii) the Commonwealth of Nations;
  - (iii) the United Nations; or
  - (iv) the Police Service; or
- (f) names of political parties in Solomon Islands

14. (1) An application may be made to the registrar for the Change of registered names change of name of a registered vessel.

(2) An application under this regulation must be in the approved form and be accompanied by the prescribed fee.

(3) Each application must specify the current registered name and the official number of the vessel, and it must nominate three proposed names in order of preference.

(4) When the registrar approves an application under this regulation, the registrar shall cause the new name to be entered in the register and to be endorsed on the vessel's Certificate of Registry.

(5) The owner of any vessel who has obtained approval under this regulation shall forthwith ensure that the required markings of the new name are made in accordance with the regulation 8.

## PART 6 - CHANGES OF OWNERSHIP AND PARTICULARS

Recording changes of ownership 15. (1) All applications for the registration of a change of ownership of a registered vessel must be in the approved form and accompanied by a Bill of Sale and the prescribed fee.

(2) If the registrar is satisfied that a change of ownership of a registered vessel has lawfully taken place the registrar shall –

- (a) enter details of the change in the registrar;
- (b) endorse details of the change on the Certificate of Registry; and
- (c) retain the Bill of Sale and Declaration of Qualified Person applying to the new owner of the vessel.

Requirements applying to Bills of Sale 16. (1) For the purposes of section 31 of the Act and regulation 15(1), a Bill of Sale must be in the approved form, and must specify –

- (a) the name and official number of the vessel;
- (b) the vessel's registered particulars as required by regulation 6(1)(g);
- (c) the name and address of the transferor and the transferee; and
- (d) the number of shares in the vessel to which the Bill of Sale relates.

(2) Every Bill of Sale must be signed by the transferor, and must be under the corporate seal if the transferor is a company.



(3) A Declaration of Qualified Person on Transfer of a Vessel made under section 32 of the Act must be in the approved form, and must –

- (a) specify –
  - (i) the name and official number of the vessel;
  - (ii) the date of the Bill of Sale; and
  - (iii) each person who is the transferee, and their nationality and the grounds upon which the nationality is claimed; and
- (b) be signed by each transferee.

17. (1) The owner of a registered vessel must notify the registrar of any change of ownership within 14 days of the date that the change of ownership has legally taken effect, and must file a Notice of Change of Ownership. Requirement to notify changes in ownership

(2) If any owner ceases to be a Qualified Person then he or she must immediately notify the registrar.

18. (1) If any alteration is made to a registered vessel that changes its registered particulars then the owner must file a Notice of Alteration of Particulars with the Registrar within 21 days of the alterations being completed. Changes to a vessel's registered particulars

(2) Each notice filed under this regulation must be in the approved form and accompanied by the prescribed fee.

(3) Upon notification under this regulation, the registrar shall make entries in the register of all changes to –

- (a) the description of the vessel;
- (b) the tonnage and length of the vessel; and
- (c) any other particulars or material changes to the vessel that the registrar determines should be altered in the register.

- (4) Upon acceptance by the registrar of any notice filed under this regulation, the owner of the vessel shall forthwith ensure that the required markings relating to any particular of the vessel that has been changed are altered so as to comply with the requirements applying under regulation 8.

PART 7 - TRANSMISSION OF INTERESTS IN VESSELS

Authenticatio  
n of the  
transmission  
of any interest

19. (1) The transmission of any ownership interest in a registered vessel, or an interest in a mortgage applying to a registered vessel, by reason of the operation of sections 34 and 40 of the Shipping Act 1998, must be made by application to the registrar, and authenticated by a Declaration of Transmission in the approved form.

(2) In cases of transmission arising from death, the Declaration of Transmission must be accompanied by the probate or letters of administration evidencing the legal representative of the deceased person.

(3) In the case of transmission arising from insolvency or bankruptcy, the Declaration of Transmission must be accompanied by such evidence as is receivable in court as proof of the title of the person claiming ownership.

(4) Every Declaration of Transmission filed with the registrar under this regulation must specify –

- (a) the name and official number of the vessel;
- (b) the name and address of each person from whom the interest is to be transmitted; and
- (c) the name, address and nationality of each person to whom the interest is to be transmitted.

(5) The registrar may require the provision of any additional information, or the verification of any information that is provided.

20. (1) If the registrar is satisfied that an application made under regulation 19 meets the prescribed requirements and establishes that there has been a lawful transmission of an interest in a registered vessel, the registrar may amend the register to record the transmission of the interest.

Transmission  
of interests in  
a registered  
vessel

(2) Applications for Declaration of Transmissions under this Part must be accompanied by the prescribed fee, and all amendments of the register to give effect to any lawful transmission of an interest in a registered vessel are subject to payment of the prescribed fee.

#### PART 8 - REGISTRATION OF MORTGAGES AND LIENS

21. (1) Applications for the registration of mortgages affecting registered vessels must be in the approved form and accompanied by the prescribed fee.

Registration  
of mortgages  
applying to  
registered  
vessels

(2) All applications under this regulation must include the name, official number and particulars of the vessel, and the name and address of the mortgagor and mortgagee.

(3) The mortgage document must specify –

- (a) the amount and nature of the consideration;
- (b) the principal sum lent under the mortgage, or the current account or line of credit secured by the mortgage; and
- (c) any collateral loan agreement

(4) The mortgagor must sign the mortgage in the presence of a witness, or duly affix the corporate seal in the case of a company.

(5) In the case of a mortgage executed under corporate seal, the registrar must be provided with details of the particular company's requirements for the sealing of instruments to verify that the mortgage has been duly executed.

(6) If the registrar is satisfied as to the form of the mortgage and the particulars stated in it, and upon payment of the prescribed fee, the registrar shall register the mortgage in the registry and enter the date and time of registration.

Discharge of  
registered  
mortgages

22. (1) Applications for the discharge of a registered mortgage under section 37 of the Act must be made on the approved form, and must be accompanied by the prescribed fee.

(2) The registrar may require the provision of any relevant information, or any verification of information that is provided in support of an application for the discharge of a registered mortgage.

(3) The registrar may enter any relevant details in the registry, as determined by the registrar, when a discharge of mortgage is accepted in accordance with this regulation.

Notification of  
changes in  
mortgage  
interests

23. (1) The holder of any interest under a registered mortgage must notify the registrar of any change of any interest held by any person in a registered mortgage, within 14 days of the date that the change has legally taken effect.

(2) A notice of change of mortgage interest must be filed in the approved form and accompanied by the prescribed fee by any person who is obliged to comply with sub-regulation (1).

Registration of  
maritime liens

24. (1) Applications for the registration of maritime liens affecting registered vessels must be made to the registrar on the approved form, and must be accompanied by the prescribed fee.

(2) A maritime lien must be in the form approved by the registrar for registration under this regulation.

(3) The registrar may require that any relevant particulars be provided in relation to a maritime lien to be registered under these Regulations, and may enter any relevant details in the register, as determined by the registrar, when the registration of a maritime lien affecting a registered vessel is accepted in accordance with these Regulations.

25. (1) Applications for the discharge of a registered maritime lien must be made on the approved form, and accompanied by the prescribed fee. Discharge of registered maritime

(2) Written notification from the holder of a registered lien must be provided to the registrar before action is taken by the registrar to enter a note of the discharge of any maritime lien.

(3) The registrar may require the provision of any relevant information, or any verification of information that is provided in support of an application for the discharge of a registered maritime lien.

(4) The registrar may enter any relevant details in the registry, as determined by the registrar, when a discharge of maritime lien is accepted in accordance with this regulation.

#### PART 9 - OTHER MATTERS AFFECTING THE REGISTER

26. (1) The registrar shall terminate the registration of a vessel in accordance with any power provided for in the Act, these Regulations and any other law, and may terminate the registration of a vessel on the grounds that – Grounds for termination of registration

- (a) fees payable to the Administration or the government in relation to the registered vessel are unpaid;
- (b) any false or misleading information has been provided in relation to the registration of the vessel; or
- (c) if a court makes any determination in relation to the ownership of the vessel which is not consistent with a Declaration provided under Regulations 5 or 19.

(2) The registrar may amend the register to record any termination of registration made under sub-regulation (1), and shall give written notification to all persons who were registered as owners, or as otherwise having any interest in the vessel, of the termination of the registration.

Review of the register:

27. (1) The registrar shall undertake a review of the register on at least one occasion each calendar year for the purposes of ensuring that registrations of vessels are current and to determine any matter affecting the validity of the registered particulars applying to the registered vessels.

(2) The registrar may exercise the powers under section 30 and 42 of the Act to ascertain the accuracy or legality of any matter stated in the register, and shall ensure that registrations are closed and vessels are struck off the register as provided for in section 41 of the Act.

Registration of other authorised matters

28. (1) In the event that the Act or any other law makes provision for the registration of any interest in a vessel other than the interests provided for in these Regulations, the registrar may determine –

- (a) the requirements applying to any application for registration that is permissible under the Act; and
- (b) the particulars of registration to be entered into the registry in such cases.

(2) The registrar shall ensure that any requirements and particulars approved under this regulation are consistent to the fullest extent possible with the requirements applying to the registration of vessels under these Regulations.

Surveys and Safety Certificates

29. (1) All registered vessels that are non convention vessels must comply with the requirements for surveys and safety certificates under the Shipping (Non Convention Vessel Safety) Regulations 2006, and any failure to comply with the provisions of those Regulations shall be grounds upon which the registrar may suspend or close the registration of the vessel.

(2) All registered vessels that are convention vessels must undergo surveys and be issued with safety certificates in a manner and at such times so as to comply with the –

- (a) International Convention for the Safety of Life at Sea (SOLAS) 1974 (as amended);
- (b) International Convention on Load Lines (as amended);
- (c) International Convention for Preventing Collisions at Sea 1972 (as amended);
- (d) International Convention for Preventing Collisions at Sea 1972 (as amended);
- (d) International Convention on Tonnage Measurement 1969; and
- (e) International Convention for the Prevention of Pollution from Ships 1973, and all other applicable Conventions relating to the prevention of marine pollution from ships.

(3) The societies set out in Schedule 1 of these regulations shall be prescribed classification societies for the purpose of section 55 of the Shipping Act 1998.

(4) For the purposes of ensuring compliance with sub-regulation (2), the Administration may apply the provisions of the Shipping (Non Convention Vessel Safety) Regulations 2006 to convention vessels, with such necessary modifications as the Director determines to be necessary to achieve compliance with the conventions referred to in sub-regulation (2), until such time as new regulations are made in respect of convention vessels under the Shipping Act 1998.

(5) The requirements applying to the maximum number of passengers which may be carried on a registered vessel are as prescribed in regulation 28 and Schedule II of the Shipping Regulations 1967 and shall be the number prescribed in respect of every vessel requiring a safety certificate, until such time as those regulations are revoked by regulations made under the Shipping Act 1998.

(6) The registration of any convention vessel which fails to comply with the provisions of this regulation may be suspended or closed.

Survey and safety certificate fees 30. Subject to regulation 33, the fees stated in Schedule 3 shall apply to all surveys and safety certificates undertaken and issued in relation to registered vessels.

Annual registration fees 31. (1) Subject to regulation 33, the annual fees specified in Schedule 4 are payable each year in respect of each registered vessel.

(2) The annual fees under this regulation are payable at the time of survey and issue of safety certificates, or at any other time determined by the Director.

#### PART II - MISCELLANEOUS

Use of Forms 32. All forms required for the application of these Regulations shall be approved when necessary by the Director in the exercise of the powers stated in section 11 of the Maritime Safety Administration Act 2009.

Periodic review of Fees 33. (1) All fees prescribed under these Regulations shall increase by 5% per annum, and each increased fee shall be deemed to be imposed under these Regulations from the 1st January each year after the commencement of these Regulations.

(2) When fees are increased in accordance with sub-regulation (1), the Director may publish a list of revised fees to be displayed at the offices of the Administration and to be otherwise notified and circulated as the Director determines.

Offences against these Regulations 34. (1) Any person who provides any false information or documentation --

(a) in relation to any application made, or notification given, under these Regulations; or

(b) when otherwise required to provide information, or the verification of any information, by the registrar --

commits an offence and shall be liable upon conviction to a fine not exceeding 500 penalty units or imprisonment for a term of up to 12 months, or both.



- (2) Any person who –
- (a) fails to comply with any requirement applying under these Regulations relating to the marking of a vessel;
  - (b) uses any name for a vessel other than its registered name in breach of regulation 12; or
  - (c) fails to give notification to the registrar of any matter, or of any change relating to a registered vessel, that is required to be notified to the registrar under these Regulations –

commits an offence and shall be liable upon conviction to a fine not exceeding 200 penalty units.

35. The provisions of these Regulations shall be read and construed as supplementary to and not in derogation of the provisions of other laws of Solomon Islands. Compliance with other laws

36. (1) On the coming into force of these Regulations, the following provisions of the Shipping Regulations 1967 are repealed – Repeals

- (a) regulations 18 - 27 inclusive;
- (b) regulations 29 - 36 inclusive;
- (c) regulations 38 and 39;
- (d) Schedules E (except paragraphs 21 and 30), F and G.

(2) The following provisions of the Shipping Regulations 1967 shall have the status of Regulations for the purposes of section 219 of the Shipping Act 1998, and shall continue to have application to all registered vessels and be applied in relation to the inspection and certification of registered vessels –

- (a) regulations 28 and 37;
- (b) paragraphs 21 and 30 of Schedule E; and
- (c) Schedule H

Savings of  
existing  
registrations

37. (1) All registrations of vessels, and of interests in vessels, appearing in the register prior to the commencement of these Regulations are deemed to be valid and in compliance with the provisions of these Regulations.

(2) The registrar may make any alterations to the register to reflect the requirements of these Regulations, and may require the owner of any registered vessel, or of any interest in a registered vessel, to provide such information or documentation as the registrar considers necessary to ensure that the details in the register are in accordance with the requirements of these Regulations.

SCHEDULE 1  
(Regulation 29)

APPROVED CLASSIFICATION SOCIETIES

American Bureau of Shipping  
Bureau Veritas  
Det Norske Veritas  
Germanischer Lloyd  
Lloyd's Register of Shipping  
Nippon Kaiji Kyokai

SCHEDULE 2  
(Regulations 4 & 10)

REGISTRATION FEES

1. Fees for Applications for Registration –

The application fees payable for initial registration under regulation 4 (including registration made after the grant of provisional registration) and for re-registration are –

Gross Tonnage of vessel	Fees
0-50	S 750
51-100	S 900
101-150	S1,200
151-200	S1,600
201-250	S 1900
251-300	S2,200
301-400	S2,600
Above 400GT	S2,600 plus an additional S230 for every 100GT or part thereof

2. Fees for Applications for Provisional Registration under regulation 10 – \$1,000 (plus payment in full of all expenses assessed under regulation 10(5)).
3. Miscellaneous Fees
  - (a) For Certificate of Registry
    - (i) Initial issue of Certificate of Registry under section 25 \$200
    - (ii) Issue of certified copy of Certificate of Registry under section 27 \$300
  - (b) Grant of Provisional Certificate of Registry under section 26 \$200
  - (c) Extension of period of validity of Provisional Certificate of Registry \$100
  - (d) Registration of –
    - (i) Bill of Sale \$150 plus \$50 for each \$25,000 of the vessel's value as disclosed in the Bill of Sale
    - (ii) Mortgage \$150 plus \$50 for each \$25,000 of amount secured by the mortgage
    - (iii) Maritime Lien \$150 plus \$50 for each \$25,000 of the debt stated in the Maritime Lien
  - (e) Registration or endorsement of –
    - (i) Change of registered name of a vessel \$150
    - (ii) Change of Particular of a registered vessel \$150
    - (iii) Change of particular relating to owner or agent \$150
    - (iv) Change of particular relating to a mortgage or lien \$450
    - (f) Registration of transfer of ownership or transfer of mortgage \$450
    - (g) Registration of transmission of ownership or transmission of mortgage \$450
    - (h) Registration of discharge of mortgage \$200
    - (i) Fee for inspection of the Register \$200
    - (j) Search fee using services of Registry staff \$300
    - (k) Closure of Registration or deletion from the register \$300
    - (l) Extension of time for lodging documents \$150
    - (m) Transcript or certified copy of any certificate or document \$400
    - Ordinary copy of any certificate or document \$ 80
    - (n) General Application fee for any application under the Act or Regulations (if no other fee is prescribed) \$400

SCHEDULE 3  
(Regulations 30 & 33)

FEES FOR SURVEYS AND SAFETY CERTIFICATES

Fees payable for annual survey and issue of safety certificate under Part 10 are –

Gross Tonnage of vessel	Fees
1-2	S200
2-5	S250
5-15	S300
25-40	S360
40-60	S440
60-80	S520
800-100	S620
100-150	S900
150-200	S1,200
200-400	S1,500
Above 400GT	S2,600 plus S230 for every additional 200GT or part thereof

SCHEDULE 4  
(Regulations 31 & 33)

ANNUAL REGISTRATION FEES

Annual Registration Fees payable for each registered vessel under regulation 31 are –

Gross Tonnage of vessel	Fees
0-50	S 800
51-100	S1,000
101-150	S1,200
151-200	S1,400
201-250	S1,600
251-300	S1,800
Above 300GT	Base fee of S1,800 plus S100 for every additional 100GT or part thereof

MADE AT HONIARA this second day of July, 2010.

STANLEY SOFU  
Minister for Infrastructure Development

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